

DARREN T. BRENNER, ESQ.

Nevada Bar No. 8386

NATALIE L. WINSLOW, ESQ.

Nevada Bar No. 12125

JAMIE K. COMBS, ESQ.

Nevada Bar No. 13088

AKERMAN LLP

1635 Village Center Circle, Ste. 200

Las Vegas, Nevada 89134

Telephone: (702) 634-5000

Facsimile: (702) 380-8572

Email: darren.brenner@akerman.com

Email: natalie.winslow@akerman.com

Email: jamie.combs@akerman.com

*Attorneys for Bayview Loan Servicing, LLC,
MTC Financial Inc., and BoNYM*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

TRACY R. MITCHUSSON, Trustee of the
Tracy R. Mitchusson Trust dated 11/24/1999,

Plaintiff,

v.

MTC FINANCIAL INC. dba TRUSTEE
CORPS; BANK OF NEW YORK MELLON;
BAYVIEW LOAN SERVICING, LLC, and
DOES 1-5, inclusive

Defendants.

Case No.: 2:19-cv-00585-APG-PAL

**STIPULATION AND ORDER
REGARDING EMERGENCY MOTION
FOR PRELIMINARY INJUNCTION AND
MOTION FOR EXPEDITED HEARING
[ECF No. 15, 16]**

Defendants Bayview Loan Servicing, LLC, MTC Financial Inc, dba Trustee Corps (MTC) and Bank of New York Mellon, as Trustee for the Certificateholders of the CWALT, Inc. Alternative Loan Trust 2005-J1, Mortgage Passthrough Certificates, Series 2005-J1 (BoNYM), and Plaintiff Tracy R. Mitchusson, as trustee of the Tracy R. Mitchusson Trust dated 11/24/1999, stipulate that the emergency motion for a preliminary injunction and motion for an expedited hearing [ECF No. 15, 16], filed on May 30, 2019 has been rendered partially moot, as follows:

1. Defendants stipulate and agree, as communicated to Plaintiff on May 29, 2019, that the foreclosure sale scheduled on June 7, 2019 will be continued for at least thirty (30) days, to allow the parties to continue their settlement discussions. The foreclosure sale will not go forward on June 7, 2019.

2. Therefore, the parties request the briefing schedule on the motion and the hearing on the motion be CONTINUED.

3. To the extent the parties are unable to resolve this matter, the parties agree Defendants shall file a response to Plaintiff's motion for a preliminary injunction on or before June 14, 2019, and Plaintiff shall file a reply supporting her motion on or before June 21, 2019.

4. The parties agree the court shall continue the hearing on Plaintiff's motion to a time convenient for the court after June 21, 2019, to be vacated if the parties reach an agreement.

Dated this 31st day of May, 2019.

AKERMAN LLP*/s/ Jamie K. Combs***DARREN T. BRENNER, ESQ.**

Nevada Bar No.

JAMIE K. COMBS, ESQ.

Nevada Bar No. 13088

1635 Village Center Circle, Suite 200

Las Vegas, NV 89134

*Attorneys for Bayview Loan Servicing,
BoNYM, and MTC Financial, dba Trustee
Corps***TRACY R. MITCHUSSON**

2764 N. Green Valley Pkwy

Henderson, NV 89014

*Pro Se***ORDER****IT IS SO ORDERED.**
UNITED STATES DISTRICT JUDGE

Dated: June 3, 2019.